

## REMARKS

In order to simplify the examination of this response, the following remarks follow the flow of the office action.

*Specification:*

*The disclosure is objected to because of the following informalities: page 7 line 22 element 209 should be labeled as LUN2. Appropriate correction is required.*

In response, the specification was corrected to LUN1.

*The disclosure is objected to because of the following informalities: Figures 5a and 5b have no description within the specification. Appropriate correction is required.*

In response, the specification was corrected to include the description of Figures 5a and 5b, without adding any new matter.

## Claim Rejections - 35 use § 112

*The following is a quotation of the second paragraph of 35 U.S.C. 112:*

*The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.*

*Claims 1-24 contains the trademark/trade name iSCSI. Where a trademark or trade name is used in a claim as a limitation to identify or describe a particular material or product, the claims ...*

DOCKET NUMBER: YOR920020015US1

-11/13-

1 In response, the name iSCSI having a lower case 'i' differs from the trademark application in  
2 process having an upper case 'T'. It is probable that the requester of the ISCSI trademark will not  
3 be successful in getting a trademark in so much that iSCSI is used by a standards group to mean  
4 INTERNET-SCSI.

5 Claim Rejections - 35 use § 102

6 *The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form*  
7 *the basis for the rejections under this section made in this Office action:*

8 *A person shall be entitled to a patent unless - (e) the invention was described in (1) an*  
9 *application for patent, published under section 122(b), by another filed in the United*  
10 *States before the invention by the applicant for patent or (2) a patent granted on an*  
11 *application for patent by another filed in the United States before the invention by the*  
12 *applicant for patent, except that an international application filed under the treaty*  
13 *defined in section 351 (a) shall have the effects for purposes of this subsection of an*  
14 *application filed in the United States only if the international application designated the*  
15 *United States and was published under Article 21 (2) of such treaty in the English*  
16 *language.*

17 *Claims 1,2,4-24 are rejected under 35 U.S.C. 102(e) as being anticipated by Pham et al,*  
18 *US PGPUB 2003/0115447. In regards to claim 1, Pham discloses a met ... ..*

19 In response, applicants do not agree with all the statements of the office action. However in  
20 order to expedite bringing the application to allowance, all independent claims are amended  
21 herein to include the limitation of the allowable subject matter in claim 3. Thus claims 1-2, 4- 26  
22 are allowable. Claim 3 is canceled.

23 Allowable Subject Matter

24 *Claim 3 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C.*  
25 *112, second paragraph, set forth in this Office action and to include all of the limitations*  
26 *of the base claim and any intervening claims.*

1 The limitations in claim 3 is allowable. All independent claims have been amended to have the  
2 limitation of allowable claim 3. Claim 3 is canceled. Thus all other claims are allowable.  
3 Included herewith is a claim listing as required by the present amendment process.

4 Please charge any fee necessary to enter this paper to deposit account 09-0468.

5 It is anticipated that this amendment brings the application to allowance of claims 1-2, and 4-26,  
6 and favorable action is respectfully solicited. In the unlikely event that any claim remains  
7 rejected, please contact the undersigned in order to discuss the application prior to any FINAL  
8 rejection.

9 Respectfully submitted,

10 By: 

11 Dr. Louis P. Herzberg  
12 Reg. No. 41,500

13 IBM CORPORATION  
14 Intellectual Property Law Dept.  
15 P.O. Box 218  
16 Yorktown Heights, New York 10598

17 Tel. (914) 945-2885  
18 Fax. (914) 945-3281

DOCKET NUMBER: YOR920020015US1

-13/13-